Exhibit 59

STATE OF TEXAS, ET AL. - vs - UNITED STATES OF AMERICA, ET AL. Douglas Massey on 06/26/2018

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1
                  IN THE UNITED STATES DISTRICT COURT
                   FOR THE SOUTHERN DISTRICT OF TEXAS
 2
                          BROWNSVILLE DIVISION
 3
     STATE OF TEXAS, et al.,
                          Plaintiffs,
 4
                                       ) Case No. 1:18-cv-00068
          - vs -
 5
     UNITED STATES OF AMERICA,
     et al.,
 6
                         Defendants,
     and
 7
     KARLA PEREZ, et al.,
               Defendant-Intervenors.
                                VOLUME I
 9
                         DEPOSITION
10
                                   of
                            DOUGLAS MASSEY
11
               taken on the 26th day of June, 2018, at 9:58 a.m.
          at the office of Hampton Inn, 4519 Main Street,
          Manchester, Vermont.
12
13
14
     APPEARANCES:
15
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- A. We have information on DACA recipients in the
- 2 Mexican Migration Project but the numbers are really too
- 3 few to study at this point.
- 4 Q. So does your conclusion -- strike that.
- Is your conclusion in paragraph 18 based on
- 6 any of the surveys that you've conducted with the MMP
- 7 with respect to DACA recipients?
- 8 A. It's not based on the surveys. It's based on
- 9 my knowledge of the population of DACA recipients.
- 10 Q. And you talked about this a little bit before,
- 11 but I want to ask it with respect to this conclusion.
- 12 Have you interviewed any DACA recipients about their
- 13 plans if they were to lose DACA status?
- 14 A. I have not personally interviewed anyone about
- their plans what happens if DACA disappears.
- Q. And so I just want to examine the basis of
- 17 your knowledge for the statement about voluntarily
- 18 returning. It sounds like you're basing it on your work
- 19 through the MMP and LAMP surveys; is that right?
- 20 A. I have 30 years of work in the field and my
- 21 knowledge of the DACA population. It's really a unique
- 22 population. There's really no basis to generalize to
- 23 it. So if you look at prior studies of return
- 24 migration, there are people that are completely unlike
- 25 DACA recipients. They didn't grow up in the United

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- 2 A. Some may; some may not. My guess is that
- 3 most, the large majority, are poorly prepared.
- 4 Q. And some DACA recipients may speak elementary
- 5 household Spanish or even more than that; is that fair?
- A. There's variance. So some speak better than
- 7 others; others speak worse than others. But on average
- 8 I would say the level of fluency is much below
- 9 professional levels. So if they've graduated from
- 10 college, and many graduated from high school and many
- 11 have gone to college, they're not -- really not in a
- 12 position to be able to speak college-level Spanish
- 13 unless they've taken Spanish classes here as part of an
- 14 educational process, and most haven't.
- Q. Some may have taken --
- 16 A. Some may have, right.
- 17 Q. I want to ask you about paragraph 19. I know
- 18 we touched on this a little bit briefly before, but I
- 19 want to just dig in a little bit more. You say in the
- 20 first sentence "Ultimately, by virtue of applying for
- 21 DACA, the recipients have signaled their ardent wish to
- 22 remain in the United States and identify as Americans
- 23 despite the risks of coming out of the shadows and
- 24 registering their presence with federal authorities."
- 25 Did I read that correctly?

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- 1 A. You read that correctly.
- 2 Q. And your opinion about recipients signaling
- 3 their ardent wish, it's not based on any personal
- 4 research you've conducted into DACA recipients; is that
- 5 fair?
- A. That's correct. I've never done research on
- 7 DACA recipients particularly.
- 8 Q. And that signaling on the part of the
- 9 recipients may not necessarily be true of all people who
- 10 have apply for DACA; is that right?
- 11 A. Nothing is true of all people. Any time you
- 12 make a generalization, it applies on average, not for
- 13 specific individuals.
- Q. And you indicate further to the back of
- 15 paragraph 19 that "DACA recipients are expressing a
- 16 clear intent to remain where they grew up and in the
- only country they really know."
- 18 Did I read that correctly?
- 19 A. You read that correctly.
- 20 Q. We talked a little bit before about the DACA
- 21 criteria, but it's possible, is it not, that a DACA
- 22 recipient may not have grown up their -- most or all of
- 23 their lives in the United States?
- A. Well, the age 16 is the cutoff, so there's
- 25 going to be variance around that as well. And Homeland

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1	CERTIFICATE
2	I, DINEEN SQUILLANTE, Registered Professional
3	Reporter and Notary Public, do hereby certify that the
4	foregoing pages, numbered page 4 through page 126,
5	inclusive, are a true and accurate transcript of my
6	stenographic notes of the deposition of DOUGLAS MASSEY,
7	taken before me on June 26, 2018, at 9:58 a.m., for use
8	in the matter of STATE OF TEXAS, et al., -VS- UNITED
9	STATES OF AMERICA, et al. and KARLA PEREZ, et al.
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18	DINEEN SQUILLANTE Commission Expires 02/10/19
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